



UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, DC 20231
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OCT 11 2005

Ronnie M. Long, Sr.
538 Misty Ridge Lane
Ringold, GA 30736

In re application of : **DECISION ON PETITION**
Ronnie M. Long, Sr. : **TO MAKE SPECIAL**
Application No. 10/820,938 : **(MANUFACTURE)**
Filed: August 17, 2004
For: **ERGONOMIC BAY UNLOADING**
PRODUCT STACKER (OR TEBUPS)

This is a decision on the petition under 37 C.F.R §1.102 filed April 9, 2004 to make the above-identified application special. The petition requests that the above-identified application be made special under the procedure set forth in MPEP 708.02, item I: Prospective Manufacture.

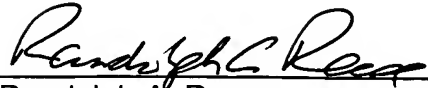
The petition is **DISMISSED**.

MPEP 708.02 states that a Petition to Make Special based on Prospective Manufacture must have the following: (1) the appropriate petition fee under 37 CFR 1.17(i); (2) a statement by the assignee, applicant, or attorney alleging: (A) the possession by the prospective manufacturer of sufficiently available capital (stating approximately the amount) and facilities (stating briefly the nature thereof) or that sufficiently available capital and facilities will be made available upon grant of a patent, with the proviso that if the prospective manufacturer is an individual a corroborating statement from a responsible party is required; (B) that the prospective manufacturer will not begin or increase production unless certain that the patent will be granted; (C) that the prospective manufacturer obligates themselves to manufacture the invention in the U.S. in quantity immediately upon the allowance of claims or issuance of a patent which will protect the investment of capital and facilities; and (D) that he or she has made a careful and thorough search of the prior art, or has good knowledge of the prior art, and has sent a copy of the references deemed most closely related to the subject matter encompassed by the claims.

The petition filed April 9, 2004 does not meet conditions 2(A)-2(D). The petition fails to set forth the requirements listed above in 2(A), 2(B), 2(C) and 2(D).

Any request for reconsideration must be filed within **TWO MONTHS** of the date of this decision. Extensions of time under 37 CFR 1.136(a) are permitted. Should petitioner desire reconsideration, he should supplement this petition by a declaration or statement giving the information as outlined above. Petitioner should promptly submit such a renewed petition to the Commissioner of Patents, P.O. Box 1450, Alexandria,

VA 22313-1450. The envelope should indicate that the correspondence be brought to the attention of Technology Center 3600.

A handwritten signature in cursive script, reading "Randolph A. Reese", written over a horizontal line.

Randolph A. Reese
Special Programs Examiner
Technology Center 3600
(703) 308-2121

RAR/jwk: 2/4/05